

**INITIAL STATEMENT OF REASONS**  
**TITLE 13, DIVISION 1, CHAPTER 1**  
**ARTICLE 3.0 - VEHICLE REGISTRATION AND TITLING**

The Department of Motor Vehicles (department) proposes to add Section 156.01 to Article 3.0, Chapter 1, Division 1, of Title 13 of the California Code of Regulations relating to Clean Air Vehicle Sticker (sticker) replacements.

The passage of Assembly Bill (AB) 2628 (Chapter 725, Statutes of 2004), allows single-occupant access to High-Occupancy Vehicle (HOV) lanes by the cleanest hybrid vehicles as determined by the California Air Resources Board. Vehicle Code Section 5205.5(g) limits Clean Air Vehicle Sticker issuance to 85,000 stickers. This limit was reached on February 16, 2007, prohibiting the department from issuing any more original stickers.

The department is now receiving requests for replacement stickers for hybrid vehicles at a rate of 25 to 50 per day, as well as questions concerning ownership transfers of vehicles bearing the stickers. Requests for new Clean Air Certificates are also being received from new owners of hybrids that have already been issued Clean Air Vehicle Stickers but now need the accompanying Clean Air Certificate issued in the new owner's name.

The department has determined that it would be beneficial to codify the process by which an applicant may request a replacement Clean Air Vehicle Sticker due to damage or loss of a Clean Air Certificate due to a vehicle transfer.

**§156.01. Clean Air Vehicle Stickers: Transfers and Replacements.**

Subsection (a) is added to ensure every sticker remains affixed to the vehicle to which it was originally assigned. When a qualifying vehicle is transferred to a new owner, the stickers remain affixed to the vehicle and thereby transfer to the new owner as well. The Clean Air Vehicle Stickers are not transferable to another vehicle.

Subsection (b) is added to specify requirements to obtain a Clean Air Certificate in the name of a new registered owner following the transfer of a vehicle bearing the Clean Air Vehicle Stickers. The Clean Air Certificate is a form issued by the department's Special Processing Unit. It does not have a form number assigned to it. This document reflects the serial number of the stickers assigned to the vehicle and contains vehicle and registered owner information.

Subsection (c) is added to specify that Clean Air Vehicle Stickers may be issued as replacements only for vehicles for which stickers were originally issued but have been lost, damaged, destroyed or not received. Replacement stickers cannot be issued in cases where the original sticker-bearing vehicle has been declared a total loss and has been replaced by a new vehicle with a similar emissions rating.

Subsection (d) is added to require applicants for replacement Clean Air Vehicle Stickers to complete and sign an Application for Clean Air Vehicle Stickers, form REG 1000 (Rev. 10/2007). This form requires the applicant to sign the document under the penalty

of perjury under the laws of the State of California. This form is available to the affected public at all field offices and on the department's internet website at [www.dmv.ca.gov](http://www.dmv.ca.gov).

Subsection (e) is added to require applicants for replacement stickers to indicate their request by marking the box labeled "Replacement (Reason)" and providing an explanation as to why they are requesting replacement stickers.

Subsection (e)(1) is added to explain that an applicant requesting replacement stickers after his or her original stickers were stolen must indicate so in the space given under "Replacement (Reason)." If the applicant indicates that the stickers were stolen, he or she must provide the department with a police report from the responding law enforcement agency confirming the stickers were stolen

Subsection (e)(2) is added to explain that an applicant requesting replacement stickers after his or her original stickers were lost, not received, damaged or destroyed must indicate so in the space given under "Replacement (Reason)." If the applicant indicates that the stickers were lost, not received, damaged or destroyed, he or she must provide an explanation as to how the stickers became unusable.

This subsection also requires the applicant to complete a Statement of Facts, form REG 256 (Rev. 1/2007). The applicant is required to complete the vehicle information portion at the top of the form as well as parts G and H. This form is available to the affected public at all field offices and on the department's internet website at [www.dmv.ca.gov](http://www.dmv.ca.gov).

Subsection (e)(3) is added to explain that an applicant requesting a Clean Air Certificate only, due to the applicant acquiring the vehicle through transfer or by some other means, must indicate that the vehicle has been transferred in the space given under "Replacement (Reason)." This will express to the department that new stickers are not needed but a new Clean Air Certificate is needed due to the vehicle transfer.

Subsection (f) is added to require an applicant to remove any remaining portions of previous stickers that have been destroyed or damaged before affixing the replacement stickers to the vehicle. Any stickers or portions of stickers previously assigned to a vehicle shall be removed and destroyed prior to affixing the replacement stickers. This will prevent the remaining, original stickers from being fraudulently used on other vehicles.

Subsection (g) is added to require the applicant to submit a fee of \$8.00 for a replacement set of Clean Air Vehicle Stickers and informs the applicant where to return the completed application and fee in order to receive the stickers.

Subsection (g)(1) is added to ensure that applicants who indicate that their original stickers were never received will not be required to pay the \$8.00 fee. The department will not charge a fee if the applicant is only requesting a replacement Clean Air Vehicle Certificate.